

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LEONARD HOLMES,

Defendant.

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8:09CR415

ORDER

For good cause shown,

**IT IS ORDERED** that the defendant's motion for an extension of the pretrial motion deadline (Doc. 14) is granted, as follows:

1. The progression order deadline for filing pretrial motions is extended to **January 8, 2010**.

2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **December 24, 2009 and January 8, 2010**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act because the failure to grant a continuance would deny counsel for the defendant or the attorney for the Government the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. 3161(h)(7)(A) & (B)(iv).

**DATED December 28, 2009.**

**BY THE COURT:**

s/ F.A. Gossett  
United States Magistrate Judge